

JFW

FAX COVER SHEET

FAX NUMBER	15712730025
FROM	Bruce E Harang
DATE	2007-03-16 20:24:20 GMT
RE	US Appl. No. 10/707,432 -- Renewed Petition

COVER MESSAGE

Attached is a 1 page transmittal form, a 1 page fee transmittal form, a 1 page credit card payment form, and a 11 page petition including exhibits for:

US Appl. No.: 10/707,432
Filed: 12/12/2003
Inventor: John McKenzie
Conf. No.: 1431
Atty. Dkt.: 04445
Art Unit: 3727
Examiner: Justin Matthew Larson
Atty: Bruce E Harang
Cust. No.: 23688

FAX RECEIVED

MAR 16 2007

OFFICE OF PETITIONS

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PTO/SB/21 (09-06)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

14

Application Number

10/707,432

Filing Date

12/12/2003

First Named Inventor

John McKenzie

Art Unit

3727

Examiner Name

Justin Matthew Larson

Attorney Docket Number

04445

FAX RECEIVED**MAR 16 2007****OFFICE OF PETITIONS****ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional ApplicationPower of Attorney, Revocation
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):

Remarks

Conf. No.: 1431

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Signature

/Bruce E Harang/

Printed name

Bruce E Harang

Date

03/16/2007

Reg. No.

29720

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

/Bruce E Harang/

Typed or printed name

Bruce E Harang

Date

03/16/2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

Complete if Known

Application Number	10/707,432
Filing Date	12/12/2003
First Named Inventor	John McKenzie
Examiner Name	Justin Matthew Larson
Art Unit	3727
Attorney Docket No.	04445

FAX RECEIVED

MAR 16 2007

OFFICE OF PETITIONS**METHOD OF PAYMENT (check all that apply)**☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Small Entity Fee (\$)

Fee (\$)

Each independent claim over 3 (including Reissues)

50 25

Multiple dependent claims

200 100

360 180

Total Claims Extra Claims Fee (\$)

Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

Fee Paid (\$)

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

Fee Paid (\$)

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Petition Fee

130

SUBMITTED BY

Signature	/Bruce E Harang/	Registration No. (Attorney/Agent) 29720	Telephone 360-903-4693
Name (Print/Type)	Bruce E Harang		Date 03/15/2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO-2038 (02-2003)

Approved for use through 02/28/2006. OMB 0651-0043

United States Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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MAR 16 2007

United States Patent and Trademark Office
Credit Card Payment Form
Please Read Instructions before Completing this Form

OFFICE OF PETITIONS

Credit Card InformationCredit Card Type: ☒ Visa ☐ MasterCard ☐ American Express ☐ DiscoverCredit Card Account #: ~~XXXXXXXXXX~~

Credit Card Expiration Date: 12/07

Name as it Appears on Credit Card: Bruce E Harang

Payment Amount: \$ (US Dollars): 130.00

Cardholder Signature: 

Date: 03/16/2007

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The office will not refund amounts of \$25.00 or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR § 1.26). Refund of a fee paid by credit card will be issued as a credit to the credit card account to which the fee was charged.

Service Charge: There is a \$50.00 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR § 1.21 (m)).

Credit Card Billing Address

Street Address 1: PO Box 872735

Street Address 2:

City: Vancouver

State/Province: WA

Zip/Postal Code: 98687-2735

Country: USA

Daytime Phone #: 360-903-4693

Fax #: 360-838-6611

Request and Payment Information

Description of Request and Payment Information:

Petition Fee

<input checked="" type="checkbox"/> Patent Fee	<input type="checkbox"/> Patent Maintenance Fee	<input type="checkbox"/> Trademark Fee	<input type="checkbox"/> Other Fee
Application No. 10/707,432	Application No.	Application No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 04445		Identify or Describe Mark	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent and Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

IN THE UNITED STATES PATENT OFFICE

Application No.: 10/707,432

Applicant: John McKenzie

Filed: 12/12/2003

TC/Art Unit: 3727

Examiner: Stephen K Cronin

Docket No.: 04445

Customer No.: 23688

Confirmation No.: 1431

March 16, 2007

FAX RECEIVED**MAR 16 2007****OFFICE OF PETITIONS**

Honorable Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.48(a)

Sir:

This is in response to the Communication of Deficient Petition dated 08/15/2005.

The required \$130.00 petition fee is submitted herewith.

Kindly consider this petition and the supporting documents submitted herewith, as sufficient and in full compliance with the requirements 37 CFR 1.48(a).

Remarks/Arguments begin on page 2 of this paper.An **Appendix** including is attached following page 3 of this paper.

Appl. No.: 10/707,432
Amdt. Dated: 3/16/2007
Reply to Office action of: 08/15/2005

REMARKS/ARGUMENTS

The Examiner in a communication dated 08/15/2005 noted that Applicants Petition to Correct Inventorship under 37 CFR 1.48(a) was deficient because: "An oath or declaration by each actual inventor or inventors listing the entire inventive entity has not been submitted." (a copy of the communication attached hereto for the Examiner's convenience).

Applicants submit herewith a new declaration which lists the complete inventive entity and signed by all but one of the inventors. The non-signing inventor Mr. John McKenzie signed the original declaration filed with the original case filing. In the interim Mr. John McKenzie has left the Assignee Company and refuses to communicate with this Assignee's attorney. However, in light of Mr. John McKenzie having signed the original declaration initially filed with this case Applicants believe that their Petition to Correct Inventorship is now in condition for allowance.

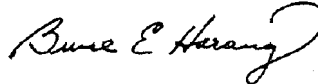
In addition, this attorney states that he called Mr. John McKenzie at the phone number provided by the Assignee on March 9, 2005 and on March 10, 2005. In both cases this attorney got an answering machine stating that the number was that of Mr. John McKenzie. This attorney left a message to return the phone call in both cases. Mr. John McKenzie did not respond to either phone call. On March 11, 2005 this attorney mailed, by certified mail return receipt requested (see exhibit A), a cover letter asking Mr. John McKenzie to execute the new declaration also enclosed and return same to this attorney (see exhibits B & C). Mr. John McKenzie did not respond. The unopened certified envelope containing exhibits B & C was returned to this attorney by the Postal Service labeled as "unclaimed" after Mr. John McKenzie having been notified by the Postal Service of its availability on March 14, 19, and 29, 2005 (see exhibit D). This attorney called Mr. John McKenzie for a third time on March 29, 2005 and again was connected to an answering machine. Again a message to return the call was left and no response has been forthcoming to date.

The last known address of Mr. John McKenzie continues to be 4420 Buckingham, Royal Oak, MI 48073; phone number 248-514-1123

Appl. No.: 10/707,432
Amdt. Dated: 3/16/2007
Reply to Office action of: 08/15/2005

In light of the attached new declaration naming the complete inventive entity signed by all but one of the original inventive signatories, the original declaration being signed by the now non-signing inventor Mr. John McKenzie, and this attorney's diligent efforts to contact the non-signing inventor Mr. John McKenzie to procure his signature on the new declaration Applicants believe their Petition under 37 CFR 1.48(a) is in condition for grant and such action is respectfully solicited.

Respectfully submitted,



Bruce E. Harang
Registration No. 29,720
Tel.: (360) 903-4693

Attachments: new declaration naming the complete inventive entity signed by all but one inventor, copy of the certified mail receipt, copy of the cover letter to the non-signing inventor, copy of the declaration sent to the non-signing inventor, copy of the returned unopened certified mailing envelope, copy of the Examiner's Communication dated 02/11/2005

A

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only: No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$ 0.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.25
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.92



Sent To John McKenzie
 Street, Apt. No.,
 or PO Box No. 4430 Bukingham, B
 City, State, ZIP+4 Royal Oak, MI 48073

PS Form 3800, January 2001 See Reverse for Instructions

7002 0460 0000 3934 8216

B**Bruce E. Harang** Patent & Trademark Attorney

P. O. Box 872735, Vancouver, WA 98687 - 2735

Telephone (360) 903-4693 - Facsimile (360) 838-6611

FAX RECEIVED**MAR 16 2007****OFFICE OF PETITIONS**

March 11, 2005

VIA CERTIFIED MAIL

Mr. John McKenzie
4420 Buckingham
Royal Oak, MI 48073

Dear John:

Enclosed is a supplemental declaration upon which your signature is required. I would appreciate it if you would sign, date, and return this declaration to me as soon as possible.

This supplemental declaration is to allow for the addition of the inadvertently omitted inventors to get proper recognition along with you.

Thank you for your speedy assistance in this matter.

Best Regards,

Bruce E. Harang

Encl: 2 page Declaration & Power of Attorney for Docket No. Lear 04445

e-mail: bhpatent@comcast.net

C

DOCKET NO: Lear 04445

DECLARATION & POWER OF ATTORNEY

As a below named inventor, I/we hereby declare that:

My/Our residences and citizenships are as listed below.

We believe that we John McKenzie, Alan Sturt, Thomas S. Hicks, Jeff A. Kempf, and James Andrew Mulvihill are the original, first and joint inventor(s) of the subject matter which is claimed and for which a patent is sought in the invention entitled **Universal Feature Attachment System**, identified as Lear attorney docket number **04445**, the specification of which is filed concurrently herewith.

I/We hereby state that I/we have reviewed and understand the contents of the above identified specification including the claims, as amended by any amendment specifically referred to in this Declaration.

I/We acknowledge the duty to disclose information that is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I/We hereby appoint Bruce E. Harang, Registration No. 29,720; Bill C. Panagos, Registration No. 31,050; and Larry Shelton, Registration No. 45,100 to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith. Please send all correspondence to:

Bruce E. Harang
Customer No. 23688
P. O. Box 872735
Vancouver, WA 98687-2735
Telephone: 828-230-0450
Facsimile: 360-838-6611

I/We hereby declare that all statements made herein of my/our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements and the like so made jeopardize the validity of the application or any patent issued thereon.

Inventor's name: John McKenzie

Citizenship: United States

Signature: _____

Date: _____

Residence: Royal Oak, MI 48073

Post Office Address: 4420 Buckingham, Royal Oak, MI 48073

C

DOCKET NO: Lear 04445

Inventor's name: Alan Sturt Citizenship: United States

Signature: Date: 28-FE-05

Residence: West Bloomfield, MI 48323

Post Office Address: 4780 Edkins Drive, West Bloomfield, MI 48323

Inventor's name: Thomas S. Hicks

Citizenship: United States

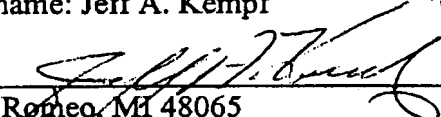
Signature: Date: 2/21/05

Residence: Livonia, MI 48154

Post Office Address: 14249 Ingram, Livonia, MI 48154

Inventor's name: Jeff A. Kempf

Citizenship: United States


Signature: Date: 2-28-05

Residence: Romeo, MI 48065

Post Office Address: 11251 Orchard Hill, Romeo, MI 48065

Inventor's name: James Andrew Mulvihill

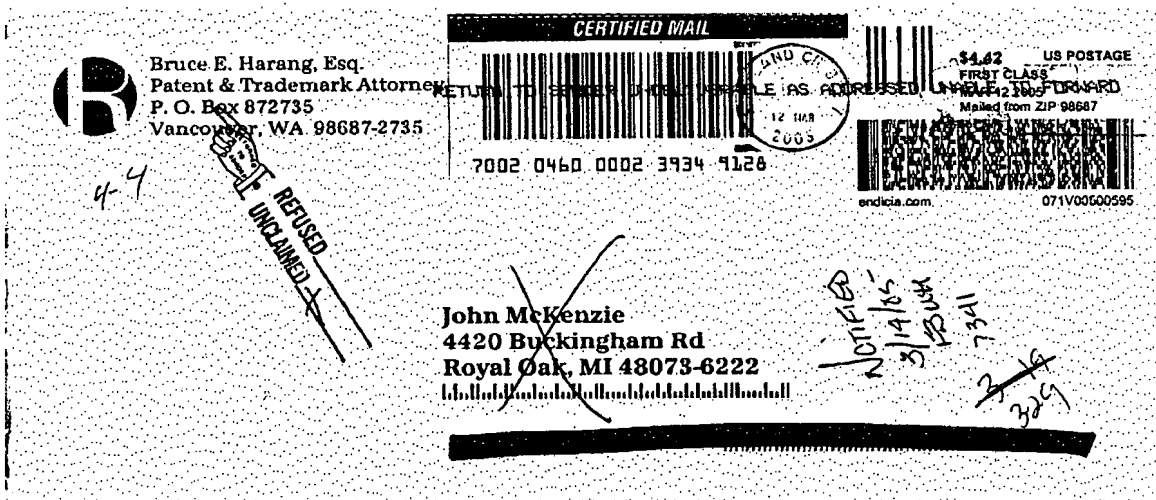
Citizenship: United States

Signature: Date: 2/17/2005

Residence: Royal Oak, MI 48073

Post Office Address: 3105 Coolidge Hwy, Apt. #104, Royal Oak, MI 48073

Exhibit D



Envelope Front

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Received by (Please Print Clearly) B. Date of Delivery</p> <p>C. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>1. Article Addressed to:</p> <p><i>John McKenzie</i> <i>4420 Buckingham</i> <i>Royal Oak, MI</i> <i>48073</i></p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>2. 7002 0460 0002 3934 9128</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

Envelope Back



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/707,432	12/12/2003	John McKenzie	04445	1431
23688	7590	08/15/2005	EXAMINER	
Bruce E. Harang			CRONIN, STEPHEN K	
PO BOX 872735			ART UNIT	
VANCOUVER, WA 98687-2735			PAPER NUMBER	

3727

DATE MAILED: 08/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Application/Control Number: 10/707,432
Art Unit: 3727

Page 2

Decision on Petition to Correct Inventorship under 37 CFR 1.48(a)

The request to correct the inventorship of this nonprovisional application under 37 CFR 1.48(a) is deficient because:

An oath or declaration by each actual inventor or inventors listing the entire inventive entity has not been submitted.

As it appears that a party required by 37 CFR 1.48(a)(2) to submit a statement of facts may not be willing to submit such statement, applicant should consider either: a) submission of a petition under 37 CFR 1.183 to waive that requirement if the original named inventor(s) has assigned the entire right and interest to an assignee who has given its consent to the requested inventorship correction, MPEP § 201.03, Statement of Lack of Deceptive Intention, or b) refiling the application (where addition is needed under 37 CFR 1.53(b) with a new oath or declaration and any necessary petition under 37 CFR 1.47, or where only deletion is needed, either under 37 CFR 1.53(b) utilizing a copy of a prior oath or declaration under 37 CFR 1.63(d)(1)(iv), or under 37 CFR 1.53(d))(design applications only), thereby eliminating the need for a 37 CFR 1.48 request.

Applicant is advised to review 37 CFR 1.183, 37 CFR 1.67, 37 CFR 1.48(a), MPEP 409.03 and MPEP 603. Additional help may also be obtained by contacting the Office of Petitions.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen K. Cronin whose telephone number is 571-272-4536. The examiner can normally be reached on M-F 8:00am-5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Newhouse can be reached on 571-272-4544. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Application/Control Number: 10/707,432
Art Unit: 3727

Page 3

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Stephen K. Cronin
Primary Examiner
Art Unit 3727

skc